

OFFICIAL GAZETTE



GOVERNMENT OF GOA

NOTE: There are four Extraordinary issues to the Official Gazette, Series I No. 27 dated 30-9-99 as follows:

- 1) Extraordinary dated 30-9-99 from pages 417 to 418 regarding Notification from Department of Public Works.
- 2) Extraordinary No. 2 dated 30-9-99 from pages 419 to 420 regarding Notifications from Department of Finance (Rev. & Exp. Division).
- 3) Extraordinary No. 3 dated 1-10-99 from pages 421 to 422 regarding Notification from Department of Power.
- 4) Extraordinary No. 4 dated 1-10-99 from pages 423 to 424 regarding Notification from Department of Science & Technology.

GOVERNMENT OF GOA

Department of Panchayat Raj & Community
Development

Directorate of Panchayats

Notification

32/DP/PAN/PUB-BR/99

The following draft rules which are proposed to be made under sub-section (5) of section 243 of the Goa Panchayat Raj Act, 1994 (Goa Act No. 14 of 1994), is hereby pre-published as required by sub-section (1) of section 240 of the said Act, for information of the persons likely to be affected thereby and notice is hereby given that the said draft rules will be taken into consideration by the Government on the expiry of ten days from the date of publication of this notification in the Official Gazette.

All objections and suggestions to the draft rules may be forwarded to the Director of Panchayats and Ex-Officio Joint Secretary, Government of Goa, Junta House, 3rd Lift, 3rd Floor, Panaji-Goa, before the expiry of ten days from the date of publication of this Notification in the Official Gazette.

DRAFT RULES

In exercise of the powers conferred by sub-section (5) of section 243, read with sub-section (1) of section 240 of the Goa Panchayat Raj Act, 1994 (Goa Act No. 14 of 1994) the Government of Goa hereby makes the following rules, namely:—

1. *Short title and commencement.*— (1) These rules may be called the Goa Panchayat Raj (Manner of publication of bye-laws) Rules, 1999.

(2) They shall come into force at once.

2. *Manner of publication of byelaws.*— (1) The draft of the byelaws which a Panchayat proposes to make under section 243 of the Goa Panchayat Raj Act, 1994 (Goa Act No. 14 of 1994) shall be published by the Panchayat.

(a) by affixing the copies thereof on the Notice Board of the Office of the Panchayat and at such other places within the jurisdiction of the Panchayat which are considered to be conspicuous; and

(b) in the Official Gazette published by the Government of Goa.

By order and in the name of the Governor of Goa.

G. G. Kambli, Director of Panchayats & Ex-Officio Jt. Secretary.

Panaji, 30th September, 1999.

Notification

35/DP/PAN/ZP/99

The following drafts rules which are proposed to be made under sub-sections (1) and (2) of section 134 of the Goa Panchayat Raj Act, 1994 (Goa Act No. 14 of 1994), is hereby pre-published as required by sub-section (1) of section 240 of the said Act, for information of the persons likely to be affected thereby and notice is hereby given that the said draft rules will be taken into consideration by the Government on the expiry of fifteen days from the date of publication of this notification in the Official Gazette.

All objections and suggestions to the draft rules may be forwarded to the Director of Panchayats and Ex-Officio Joint Secretary, Government of Goa, Junta House, 3rd Lift, 3rd Floor, Panaji, Goa, before the expiry of fifteen days from the date of publication of this Notification in the Official Gazette.

DRAFT RULES

In exercise of the powers conferred by sub-sections (1) and (2) of section 134 read with sub-section (1) of section 240 of the Goa Panchayat Raj Act, 1994 (Goa Act No. 14 of 1994), the Government of Goa hereby makes the following rules, namely:—

1. *Short title and commencement.*— (1) These rules may be called the Goa Zilla Panchayat (payment of salaries, allowances to Adhyaksha and Upadhyaksha and sitting fees and other allowances to members of the Zilla Panchayat other than the Adhyaksha and Upadhyaksha) Rules, 1999.

(2) They shall come into force on such date as the Government may by Notification appoint.

2. *Definition.*— In these rules, unless the context otherwise requires,

(a) "Act" means the Goa Panchayat Raj Act, 1994 (Goa Act No. 14 of 1994),

(b) "member" means a member of the Zilla Panchayat as specified by section 117 of the Act,

(c) "Section" means a section of the Act,

(d) Words and expressions used in these rules and not defined shall have the same meaning as assigned to them in the Act.

3. *Salaries of Adhyaksha and Upadhyaksha.*—(1) Salaries of Adhyaksha shall be entitled to the salary as the Government may by order, from time to time, determine.

4. *Motor Car amenities.*— Adhyaksha shall be entitled to the use of the motor car and services of chauffeur, for the official work. Provided that, if no motor car and services of chauffeur is provided he shall be entitled to travelling allowance at the rate of Rs. 1,500/- per month.

Provided further that no travelling allowance shall be admissible under this rule if it is claimed under rule 5 hereto.

5. *Travelling and Daily Allowance.*— (1) Adhyaksha shall be entitled to travelling and daily allowances as admissible to the Officers of Group 'A' of the Government, in the pay scale of Rs. 12000-16500, while touring on duty connected with his office work.

Provided that no daily allowance shall be admissible for days of halt exceeding 30 days at a time, unless specially permitted by the Government.

(2) No travelling or daily allowance shall be admissible for journeys done within the District.

6. *Sumptuary allowance.*— The Adhyaksha shall be entitled to sumptuary allowance of Rs. 500/- per month.

7. *Daily and travelling allowances to Upadhyaksha.*— (1) Upadhyaksha shall be entitled to daily and travelling allowances as admissible to Group 'A' Officers of the Government, in the pay scale of Rs. 10000-15200, while touring on duty connected with his office work.

(2) The provisions of proviso to sub-rule (1) and sub-rule (2) of rule 5 shall, mutatis mutandis apply for the purpose of daily and travelling allowances to the Upadhyaksha.

8. *Travelling and daily allowances to the elected members.*— (1) The elected members of the Zilla Panchayat shall be entitled to travelling and daily allowances as admissible to Group 'A' Officers of the Government, in the pay scale of Rs. 8000-13500, while touring on duty connected with their office work.

(2) The provisions of proviso to sub-rule (1) and sub-rule (2) of rule 5 shall, mutatis mutandis, apply for the purpose of daily and travelling allowances to the elected members.

9. *Travelling and daily allowances to members of the House of the People and the members of the Council of States who are members of the Zilla Panchayat.*— The members of the House of the People and the members of the Council of States who are the members of the Zilla Panchayat, shall be entitled to daily allowances and travelling allowances from residence to the head quarters of the Zilla Panchayat, as admissible to them by virtue of members of the House of the People.

10. *Travelling and daily allowance to member of the State Legislature who are the members of the Zilla Panchayat.*— (1) The members of the State Legislature who are the members of the Zilla Panchayat shall be entitled to daily allowances and travelling allowances from residence to the head quarters of the Zilla Panchayat, as admissible to them by virtue of being members of the State Legislature.

11. *Travelling and daily allowances to Chair-persons of Taluka Panchayat who are the members of Zilla Panchayat.*— (1) The Chair-persons of the Taluka Panchayat who are members of the Zilla Panchayat shall be entitled to draw travelling and daily allowances as admissible to Group 'A' Officers of the Government in the pay scale of Rs. 8000-13500.

(2) The provisions of proviso to sub-rule (1) and sub-rule (2) of rule 5 shall, mutatis mutandis, apply to this rule.

12. *Sitting fees.*— (1) Every member of the Zilla Panchayat other than the Adhyaksha and the Upadhyaksha shall be entitled to sitting fees as required by sub-section (2) of section 134 per sitting for attending the meetings of the Zilla Panchayats.

Provided that the members who elect to draw sitting fees shall not be entitled to any daily and travelling allowances for attending the meetings.

(2) No claim is required to be submitted in writing for the sitting fees, the sitting fees shall be paid on the date of the meeting after due acknowledgement.

13. *Non Entitlement of sitting fees and allowances.*— (1) No sittings fees or travelling allowance or daily allowance, as the case may be, shall be paid to any member of the Zilla Panchayat, during the absence of such member for the meeting.

(2) No daily and travelling allowance shall be paid to any member or Adhyaksha or Upadhyaksha if a journey is less than 8 kilometres.

(3) No travelling allowance or daily allowance shall be admissible if the travelling allowance or the daily allowance have been claimed from any other source.

14. *Medical allowance.*— (1) The Adhyaksha shall be entitled to the medical allowance as laid down from time to time to group 'A' Officers of the Government, under the Central Services (Medical Attendance) Rules, 1944, as in force.

15. *Countersignature on daily and travelling allowance bills.*— (1) The daily and travelling allowance bills of the Adhyaksha shall not require the countersignature of any Authority. He shall be his own Controlling Officer.

(2) The daily and travelling allowance bills of Upadhyaksha shall be countersigned by the Adhyaksha.

(3) The daily and travelling allowance bills of the members of the House of the People, members of the Council and members of the State Legislative Assembly, who are the members of the Zilla Panchayat, shall not require the countersignature by any authority and they shall be their own Controlling Authority.

(4) The daily and travelling allowance bills of other elected members of the Zilla Panchayat and Chairperson of the Taluka Panchayat shall be countersigned by the Chief Executive Officer.

16. *Time limit for submission of claims.*— (1) The claim for travelling allowance shall be admitted during the financial year in which the journey is made, provided that,—

(i) such claim may normally be preferred before the 15th day of the following month in which the journey is made and not later than three months of its becoming due;

(ii) a claim for travelling allowance for a journey performed in the month of February or March, if preferred before the end of the following month of April, be admitted for payment in the following financial year;

(iii) a claim preferred within three months of its becoming due but not paid during the same financial year due to any reasons, may be paid during the next financial year or thereafter;

(iv) no claim preferred after the expiry of three months of its becoming due shall be admitted, except for sufficient and valid reasons to be approved by the Zilla Panchayat.

17. *Conditions and documents to be furnished alongwith claims for allowances.*— A claim for daily and travelling allowances admissible under these rules shall be made in writing subject to conditions and alongwith the following Certificates.—

(i) that he/she was not provided with any transport at the expenses of the Zilla Panchayat or Taluka Panchayat or Village Panchayat or Government;

(ii) daily and travelling allowances claimed is in accordance with the rules and that the amount claimed is correct;

(iii) that he/she has not received any amount in respect of the claim from any other source;

(iv) he/she has actually performed the journey;

18. *General.*— In respect of amounts not provided for under these rules, the provisions relating to the travelling and daily allowances as admissible to the Government Servants under the relevant rules in force shall respectively apply.

By order and in the name of the Governor of Goa.

G. G. Kambli, Director of Panchayats & Ex-Officio
Jt. Secretary.

Panaji, 30th September, 1999.

Notification

37/DP/TP/ACCTS-AUDIT/1999

The following draft rules which the Government of Goa proposes to make under section 184 read with section 115 Z-C and sub-section (1) of section 240 of the Goa Panchayat Raj Act, 1994 (Goa Act 14 of 1994) (hereinafter referred to as the 'said Act'), so as to amend the Goa Panchayats (Accounts, Audit and Custody of Funds) Rules, 1997, are hereby pre-published as required by sub-section (1) of section 240 of the said Act for the information of the persons likely to be affected thereby and a notice is hereby given that the said draft rules will be taken into consideration by the Government on the expiry of ten days from the date of publication of this Notification in the Official Gazette.

All objections and suggestions to the said draft rules may be forwarded to the Director of Panchayats and Ex-Officio Joint Secretary to the Government Junta House, 3rd Lift, 3rd Floor, Panaji, before the expiry of ten days from the date of publication of this Notification in the Official Gazette.

DRAFT AMENDMENT RULES

In exercise of the powers conferred by section 184 read with section 115 Z-C and sub-section (1) of section 240 of the Goa Panchayat Raj Act, 1994 (Goa Act 14 of 1994), the Government of Goa hereby makes the following rules so as to amend the Goa Panchayats (Accounts, Audit and Custody of Funds) Rules, 1997, as follows:—

1. *Short title and commencement.*— (1) These rules may be called the Goa Panchayats (Accounts, Audit and Custody of Funds) (First Amendment), Rules, 1999.

(2) They shall come into force at once.

2. *Amendment of rule 2.*— In rule 2 of the Goa Panchayats (Accounts, Audit and Custody of Funds) Rules, 1997 (hereinafter called the 'principal Rules')—

(i) existing clause (i) shall be re-numbered as clause (k) thereof;

(1) after clause (h), the following clauses shall be inserted, namely:—

“(i) “Taluka Panchayat Fund” means the fund referred to in section 166 of the Act;

(j) “Taluka Panchayat” means the Taluka Panchayat constituted under chapter IV A of the Act;

3. *Amendment of rule 20.*— In rule 20 of the principal Rules, after clause (vii), the following clause shall be inserted, namely:—

“(viii) Register of stock of consumable stores and stationary.— A register shall be maintained in Form No. 12 hereto for entering all items of consumable stores and

stationary purchased or acquired by the Panchayat and Taluka Panchayat or granted or allotted or contributed to the Panchayat or Taluka Panchayat as the case may be, by the Government or by any agency or by any person for their office use or for public purpose. The Secretary or the Member-Secretary, as the case may be, shall be

responsible to cause preparation of such register and maintaining the same in the respective office of the Panchayat or the Taluka Panchayat, as the case may be".

4. *Insertion of new form.*— In the principal Rules, after Form No. 11, the following Form shall be inserted, namely:—

FORM No. 12

[See rule 20 (viii)]

Register of Stock of consumable Stores and Stationary

RECEIPTS						ISSUES					Balance after issue	Signature of receiving/issuing Authority
Date	Particulars and from whom received	Bill No. Voucher No. and date	Qty.	Value per unit	Total value	Date	Particulars of articles issued	To whom issued (with the name of the centre person)	Qty.	Total		
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)	(12)	(13)

5. *Application of certain rules to Taluka Panchayats.*— The provisions of the rules 3 to 26 of the Rules shall, mutatis mutandis, apply in respect of the Taluka Panchayats, subject, however, that the expressions "Panchayat", "Secretary" and "Sarpanch", wherever they appear in Rules, shall be construed as "Taluka Panchayat", "Member-Secretary" and "Chairperson" respectively.

By order and in the name of the Governor of Goa.

G. G. Kambli, Ex-Officio Joint Secretary and Director of Panchayats.

Panaji, 30th September, 1999.

Notification

39/DP/TP/Rules/1999

The following draft rules which the Government of Goa proposes to make under sub-section (3) of section 133, read with section 115M and sub-section (1) of section 240 of the Goa Panchayat Raj Act, 1994 (Goa Act 14 of 1994), are hereby pre-published as required by sub-section (1) of section 240 of the said Act, for the information of the persons likely to be affected thereby, and notice is hereby given that the said draft rules will be taken into consideration by the Government on the expiry of ten days from the date of publication of this Notification in the Official Gazette.

All objections and suggestions to the said draft rules may be forwarded to the Director of Panchayats and Ex-Officio Joint Secretary, Junta House, 3rd Lift, 3rd Floor, Panaji, before the expiry of ten days from the date of publication of this Notification in the Official Gazette.

DRAFT RULES

In exercise of the powers conferred by sub-section (3) of section 133 read with section 115M and sub-section (1) of section 240 of the Goa Panchayat Raj Act, 1994 (Goa Act 14 of 1994), the Government of Goa hereby makes the following rules, namely:—

1. *Short title and commencement.*— (1) These rules may be called the Goa Taluka Panchayat (Election of Chairperson and Vice Chairperson) Rules, 1999.

(2) They shall come into force at once.

2. *Application of certain rules to Taluka Panchayat.*— The provisions of the Goa Zilla Panchayat (Election of Adhyaksha and Upadhyaksha) Rules, 1997, as applicable to election of Adhyaksha and Upadhyaksha of the Zilla Panchayat, shall be mutatis mutandis applicable to election of Chairperson or Vice chairperson of Taluka Panchayat and the words "Zilla Panchayat",

"Adhyaksha", "Upadhyaksha" and "Chief Executive Officer" wherever they occur in the said rules, shall be construed as reference to "Taluka Panchayat", "Chairperson", "Vice Chairperson" and "Block Development Officer" respectively.

By order and in the name of the Governor of Goa.

G. G. Kambli, Director of Panchayats & Ex-Officio Jt. Secretary.

Panaji, 30th September, 1999.

Notification

44/DP/PAN/RM/1999

The following draft rules which are proposed to be made under section 131 of the Goa Panchayat Raj Act, 1994 (Goa Act No. 14 of 1994) are hereby pre-published as required by sub-section (1) of section 240 of the said Act, for information of the persons likely to be affected thereby and notice is hereby given that the said draft rules will be taken into consideration by the Government on expiry of fifteen days from the date of publication of this Notification in the Official Gazette.

All objections and suggestions to the draft rules may be forwarded to the Director of Panchayats and Ex-Officio Joint Secretary to the Government of Goa, Junta House, 3rd Lift, 3rd Floor, Panaji, before the expiry of fifteen days from the date of publication of this Notification in the Official Gazette.

DRAFT RULES

In exercise of the powers conferred by section 131, read with sub-section (1) of section 240 of the Goa Panchayat Raj Act, 1994 (Goa Act No. 14 of 1994), the Government of Goa hereby makes the following rules, namely:—

Preliminary

1. *Short title and commencement.*— (1) These rules may be called the Goa Panchayat Raj (Removal of members by prescribed authority) Rules, 1999.

(2) They shall come into force at once.

2. *Definitions.*— In these rules, unless the context otherwise requires,—

(a) "Act" means the Goa Panchayat Raj Act, 1994 (Goa Act 14 of 1994);

(b) "Member" means a member of the Zilla Panchayat;

(c) "State Election Commissioner" means the State Election Commissioner appointed under section 237 of the Act;

(d) Words and expressions used and not defined under these rules shall have the same meaning as assigned to them under the Act;

3. *Removal of member by the prescribed authority.*— The State Election Commissioner shall be the prescribed authority for the removal of a member under section 131 of the Act.

By order and in the name of the Governor of Goa.

G. G. Kambli, Director of Panchayats and Ex-Officio Joint Secretary.

Panaji, 30th September, 1999.

Notification

38/DP/TP/ELN/1999

The following draft rules which the Government of Goa proposes to make under sections 15 and sub-section (2) of section 125 read with section 115K and sub-section (1) of section 240 of the Goa Panchayat Raj Act, 1994 (Goa Act 14 of 1994), so as to amend the Goa Panchayat and Zilla Panchayat (Election Procedure) Rules, 1996, are hereby pre-published as required by sub-section (1) of section 240 of the said Act for the information of the persons likely to be affected thereby and notice is hereby given that the said draft rules will be taken into consideration by the Government on the expiry of ten days from the date of publication of this Notification in the Official Gazette.

All objections and suggestions to the said draft rules may be forwarded to the Director of Panchayats and Ex-Officio Joint Secretary, Junta House, 3rd Lift, 3rd Floor, Panaji, before the expiry of ten days from the date of publication of this Notification in the Official Gazette.

DRAFT AMENDMENT RULES

In exercise of the powers conferred by sections 15 and sub-section (2) of section 125, read with section 115 and sub-section (1) of section 240 of the Goa Panchayat Raj Act, 1994 (Goa Act 14 of 1994), the Government of Goa hereby makes the following rules so as to amend the Goa Panchayat and Zilla Panchayat (Election Procedure) Rules, 1996 as follows:—

1. *Short title and commencement.*— (1) These rules may be called the Goa Panchayat and Zilla Panchayat (Election Procedure) (First Amendment) Rules, 1999.

(2) They shall come into force at once.

2. Application of certain rules to Taluka Panchayat.—

All the rules and Forms applicable to the elections of the Zilla Panchayat contained in the Goa Panchayat and Zilla Panchayat (Election Procedure) Rules, 1996 (hereinafter called the principal 'Rules'), shall be applicable to the elections of the Taluka Panchayat and the words "Zilla Panchayat" wherever appearing in the said rules, shall be construed as reference to "Taluka Panchayat".

3. Amendment to rule 10.— In rule 10 of the principal rules in sub-rule (3), for the words "fifteen days" the words "seven days" shall be substituted.

By order and in the name of the Governor of Goa.

G. G. Kambli, Ex-Officio Joint Secretary & Director of Panchayats.

Panaji, 5th October, 1999.